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# EXHIBIT B

# EXHIBIT B

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1 **COMP**

2 JACOB G. LEAVITT, ESQ.

3 Nevada Bar No.: 12608

4 **BIGHORN LAW**

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9 *Attorneys for Plaintiff*

CASE NO: A-21-845416-C  
Department 2

**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

10 FOUZIA EL BAKKAL, an individual,

11 Plaintiff,

12 vs.

CASE NO.:

DEPT. NO.:

13 COSTCO WHOLESALE CORPORATION, a  
14 foreign corporation, doing business as COSTCO;  
15 MELISA LANDA; DOE STORE MANAGERS I  
16 through X; DOE STORE EMPLOYEES I through X;  
17 DOE OWNERS I through X; DOE PROPERTY  
18 MANAGERS I through X; DOE MAINTENANCE  
19 EMPLOYEES I through X; DOE JANITORIAL  
20 EMPLOYEES I through X; ROE PROPERTY  
21 MANAGERS XI through XX; ROE  
22 MAINTENANCE COMPANIES XI through XX;  
23 ROE OWNERS XI through XX; ROE EMPLOYERS  
24 XI through XX; DOES XXI through XXV; and ROE  
25 CORPORATIONS, XXV through XXX, inclusive,  
26 jointly and severally,

27 Defendants.

**COMPLAINT**

28 COMES NOW Plaintiff FOUZIA EL BAKKAL, by and through her counsel, JACOB G.  
LEAVITT, ESQ, with the law offices of **BIGHORN LAW**, and for her cause of action against the  
Defendants, and each of them, alleges as follows:

1. That Plaintiff FOUZIA EL BAKKAL (hereinafter referred to as "BAKKAL") was at all times  
relevant to this action a resident of Las Vegas, Clark County, Nevada.

///

- 1 2. Upon information and belief, that at all times relevant to this action, the Defendant COSTCO  
2 WHOLESALE CORPORATION., a foreign corporation, doing business as COSTCO (hereinafter  
3 referred to as "COSTCO"), and/or DOE OWNERS I through X; and/or DOE PROPERTY  
4 MANAGERS I through X; and/or ROE OWNERS XI through XX; and/or ROE  
5 CORPORATIONS, XXV through XXX, was an entity doing business in the State of Nevada.  
6
- 7 3. Upon information and belief, that at all times relevant to this action, Defendant MELISA LANDA,  
8 and/or DOE STORE MANAGERS I through X, was at all times relevant to this action a resident  
9 of Las Vegas, Clark County, Nevada.
- 10 4. Upon information and belief, DOE STORE MANAGERS I through X, and/or DOE STORE  
11 EMPLOYEES I through X, and/or DOE PROPERTY MANAGERS I through X, and/or DOE  
12 MAINTENANCE EMPLOYEES I through X, and/or DOE JANITORIAL EMPLOYEES I  
13 through X, and/or ROE PROPERTY MANAGERS XI through XX, and/or ROE  
14 MAINTENANCE COMPANIES XI through XX, and/or ROE EMPLOYERS XI through XX  
15 and/or DOES XXI through XXV, and/or ROE CORPORATIONS, XXV through XXX, was the  
16 appropriate party responsible for the maintenance and safe-keeping of the property located at 791  
17 Marks St. Henderson, NV, 89014, and is/are a resident of Clark County, Nevada or business entity  
18 established in and/or doing business in the State of Nevada.  
19
- 20 5. Upon information and belief, DOE OWNERS I through X, and/or ROE OWNERS XI through  
21 XX, and/or DOES XXI through XXV, and/or ROE CORPORATIONS, XXV through XXX, was  
22 the owner of the property located at 791 Marks St. Henderson, NV, 89014, and is a resident of Clark  
23 County, Nevada or business entity established in and/or doing business in the State of Nevada.  
24
- 25 6. Upon information and belief, DOE PROPERTY MANAGERS I through X, and/or ROE  
26 PROPERTY MANAGERS XI through XX, and/or DOES XXI through XXV, and/or ROE  
27 CORPORATIONS, XXV through XXX, was the contracted property management company for  
28

1 the property located at 791 Marks St. Henderson, NV, 89014, and is a resident of Clark County,  
2 Nevada or business entity established in and/or doing business in the State of Nevada.

3 7. Upon information and belief DOE STORE MANAGERS I through X, and/or DOE STORE  
4 EMPLOYEES I through X, and/or ROE EMPLOYERS XI through XX, and/or ROE  
5 MAINTENANCE COMPANIES XI through XX, and/or DOES XXI through XXV, and/or ROE  
6 CORPORATIONS, XXV through XXX, was the appropriate party responsible for the hiring,  
7 training, and supervision of DOE MAINTENANCE EMPLOYEES I through X, and/or DOE  
8 JANITORIAL EMPLOYEES I through X, and was a business entity established in and/or doing  
9 business in the State of Nevada.  
10

11 8. That the true names and capacities, whether individual, corporate, partnership, associate or  
12 otherwise, of DOE STORE MANAGERS I through X, and/or DOE STORE EMPLOYEES I  
13 through X, and/or DOE OWNERS I through X, and/or DOE PROPERTY MANAGERS I through  
14 X, and/or DOE MAINTENANCE EMPLOYEES I through X, and/or DOE JANITORIAL  
15 EMPLOYEES I through X, and/or ROE PROPERTY MANAGERS XI through XX, and/or ROE  
16 MAINTENANCE COMPANIES XI through XX, and/or ROE OWNERS XI through XX, and/or  
17 ROE EMPLOYERS XI through XX, DOES XXI through XXV, and/or ROE CORPORATIONS,  
18 XXV through XXX, are unknown to PLAINTIFF, who therefore sue said Defendants by such  
19 fictitious names accordingly.  
20

21  
22 9. PLAINTIFF BAKKAL is informed, believes, and thereon alleges that each of the Defendants  
23 designated herein as DOES XXI through XXV, and/or ROE CORPORATIONS, XXV through  
24 XXX, are responsible in some manner for the events and happenings referred to, through acts or  
25 omissions, and caused damages proximately to PLAINTIFF BAKKAL as herein alleged, and that  
26 PLAINTIFF will ask leave of this Court to amend this Complaint to insert the true names and  
27

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1 capacities of DOES XXI through XXV, and/or ROE CORPORATIONS, XXV through XXX,  
2 when the same have been ascertained, and to join such defendants in this action.

3 10. At all times relevant hereto the conduct and activities hereinafter complained of occurred within  
4 Clark County, Nevada.

5  
6 **FIRST CAUSE OF ACTION**  
**(Negligence as to All Defendants)**

7 11. PLAINTIFF BAKKAL incorporates by this reference all of the allegations in the paragraphs  
8 hereinabove, as though completely set forth herein.

9  
10 12. That upon information and belief, at all times relevant to this action, DEFENDANTS COSTCO,  
11 and/or MELISA LANDA, and/or DOE STORE MANAGERS I through X, and/or DOE STORE  
12 EMPLOYEES I through X, and/or DOE OWNERS I through X, and/or DOE PROPERTY  
13 MANAGERS I through X, and/or ROE PROPERTY MANAGERS XI through XX, and/or ROE  
14 OWNERS XI through XX, and/or ROE EMPLOYERS XI through XX, and/or DOES XXI  
15 through XXV, and/or ROE CORPORATIONS, XXV through XXX, and each of the Defendants,  
16 were the owners or lessees and occupied, operated, maintained and controlled the premises located  
17 at 791 Marks St. Henderson, NV, 89014.

18  
19 13. That on or about the December 15, 2019, and for some time prior thereto, DEFENDANTS  
20 COSTCO, and/or MELISA LANDA, and/or DOE STORE MANAGERS I through X, and/or  
21 DOE STORE EMPLOYEES I through X, and/or DOE OWNERS I through X, and/or DOE  
22 PROPERTY MANAGERS I through X, and/or ROE PROPERTY MANAGERS XI through XX,  
23 and/or ROE OWNERS XI through XX, and/or ROE EMPLOYERS XI through XX, and/or DOES  
24 XXI through XXV, and/or ROE CORPORATIONS, XXV through XXX, and each of the  
25 Defendants (by and through their authorized agents, servants, and employees, acting within the  
26 course and scope of their employment), negligently and carelessly owned, maintained, operated,  
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1 occupied, and controlled the said premises, located at 791 Marks St. Henderson, NV, 89014, so as  
2 to cause and allow an unreasonably hazardous and dangerous premises and such negligence caused  
3 injury to PLAINTIFF.

4 14. That on or about the December 15, 2019, and for some time prior thereto, DEFENDANTS  
5 COSTCO, and/or MELISA LANDA, and/or DOE STORE MANAGERS I through X, and/or  
6 DOE STORE EMPLOYEES I through X, and/or DOE OWNERS I through X, and/or DOE  
7 PROPERTY MANAGERS I through X, and/or ROE PROPERTY MANAGERS XI through XX,  
8 and/or ROE OWNERS XI through XX, and/or ROE EMPLOYERS XI through XX, and/or DOES  
9 XXI through XXV, and/or ROE CORPORATIONS, XXV through XXX, and each of the  
10 Defendants (by and through their authorized agents, servants, and employees, acting within the  
11 course and scope of their employment), negligently and carelessly owned, maintained, operated,  
12 occupied, and controlled the said premises, located at 791 Marks St. Henderson, NV, 89014, in that  
13 they maintained the area in such a manner that it presented a dangerous and hazardous condition in  
14 an area intended for the use and commonly and regularly used by invitees of the said Defendants by  
15 allowing hazardous conditions to exist on the floor resulting in PLAINTIFF slipping and falling.

16 15. That on or about the December 15, 2019, and for some time prior thereto, DEFENDANTS  
17 COSTCO, and/or MELISA LANDA, and/or DOE STORE MANAGERS I through X, and/or  
18 DOE STORE EMPLOYEES I through X, and/or DOE OWNERS I through X, and/or DOE  
19 PROPERTY MANAGERS I through X, and/or ROE PROPERTY MANAGERS XI through XX,  
20 and/or ROE OWNERS XI through XX, and/or ROE EMPLOYERS XI through XX, and/or DOES  
21 XXI through XXV, and/or ROE CORPORATIONS, XXV through XXX, and each of the  
22 Defendants (by and through their authorized agents, servants, and employees, acting within the  
23 course and scope of their employment), negligently and carelessly owned, maintained, operated,  
24 occupied, and controlled the said premises, located at 791 Marks St. Henderson, NV, 89014, in that  
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1 said Defendants permitted, allowed and caused said unsafe condition to remain on the floor despite  
2 DEFENDANTS COSTCO, and/or MELISA LANDA, and/or DOE STORE MANAGERS I  
3 through X, and/or DOE STORE EMPLOYEES I through X, and/or DOE OWNERS I through X,  
4 and/or DOE PROPERTY MANAGERS I through X, and/or ROE PROPERTY MANAGERS XI  
5 through XX, and/or ROE OWNERS XI through XX, and/or ROE EMPLOYERS XI through XX,  
6 and/or DOES XXI through XXV, and/or ROE CORPORATIONS, XXV through XXX, and each  
7 of the Defendants, knew or, through the exercise of ordinary care and diligence, should have known,  
8 that its premises was maintained in an unsafe manner so as to create a defective and dangerous  
9 condition for anyone walking in the area, including PLAINTIFF who did slip and fall.  
10

11 16. At all times relevant herein, DEFENDANTS COSTCO, and/or DOE OWNERS I through X, and/or  
12 MELISA LANDA, and/or DOE STORE MANAGERS I through X, and/or DOE STORE  
13 EMPLOYEES I through X, and/or DOE PROPERTY MANAGERS I through X, and/or ROE  
14 PROPERTY MANAGERS XI through XX, and/or DOE MAINTENANCE EMPLOYEES I  
15 through X, and/or DOE JANITORIAL EMPLOYEES I through X, and/or ROE PROPERTY  
16 MANAGERS XI through XX, and/or ROE MAINTENANCE COMPANIES XI through XX,  
17 and/or ROE OWNERS XI through XX, and/or ROE EMPLOYERS XI through XX, and/or DOES  
18 XXI through XXV, and/or ROE CORPORATIONS, XXV through XXX, and each of the  
19 Defendants, failed to maintain the aforesaid premises in a reasonably safe condition, free of debris  
20 in a known area that serves food and where guests consume food; and that said Defendants,  
21 negligently, carelessly and recklessly failed to inspect, maintain, clean and correct the unsafe  
22 condition of food on the floor and further failed to warn PLAINTIFF BAKKAL, of the unsafe  
23 condition therein.  
24

25 17. At all times herein concerned or relevant to this action, the DEFENDANTS COSTCO, and/or DOE  
26 OWNERS I through X, and/or MELISA LANDA, and/or DOE STORE MANAGERS I through  
27  
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X, and/or DOE STORE EMPLOYEES I through X, and/or DOE PROPERTY MANAGERS I through X, and/or ROE PROPERTY MANAGERS XI through XX, and/or DOE MAINTENANCE EMPLOYEES I through X, and/or DOE JANITORIAL EMPLOYEES I through X, and/or ROE PROPERTY MANAGERS XI through XX, and/or ROE MAINTENANCE COMPANIES XI through XX, and/or ROE OWNERS XI through XX, and/or ROE EMPLOYERS XI through XX, and/or DOES XXI through XXV, and/or ROE CORPORATIONS, XXV through XXX, and each of the Defendants, acted by and through their duly authorized agents, servants, workmen and/or employees then and there acting within the course of their employment and scope of their authority for the said Defendants.

18. That the carelessness and negligence of DEFENDANTS COSTCO, and/or DOE OWNERS I through X, and/or MELISA LANDA, and/or DOE STORE MANAGERS I through X, and/or DOE STORE EMPLOYEES I through X, and/or DOE PROPERTY MANAGERS I through X, and/or ROE PROPERTY MANAGERS XI through XX, and/or DOE MAINTENANCE EMPLOYEES I through X, and/or DOE JANITORIAL EMPLOYEES I through X, and/or ROE PROPERTY MANAGERS XI through XX, and/or ROE MAINTENANCE COMPANIES XI through XX, and/or ROE OWNERS XI through XX, and/or ROE EMPLOYERS XI through XX, and/or DOES XXI through XXV, and/or ROE CORPORATIONS, XXV through XXX, and each of the Defendants, in breaching a duty owed to the PLAINTIFF BAKKAL, which directly and proximately caused the injuries and damages to PLAINTIFF BAKKAL, consisting in and of, but not limited to, the following acts, to wit:

(a) Failure to provide a safe premise for PLAINTIFF BAKKAL;

(b) Failure to warn PLAINTIFF BAKKAL, of the dangerous and hazardous condition then and there existing in said premises;

///



(c) Failure to properly and adequately inspect the said dangerous condition to ascertain its hazardous and dangerous condition;

(d) Failure to properly and adequately maintain said premises;

(e) DEFENDANTS COSTCO, and/or DOE OWNERS I through X, and/or MELISA LANDA, and/or DOE STORE MANAGERS I through X, and/or DOE STORE EMPLOYEES I through X, and/or DOE PROPERTY MANAGERS I through X, and/or ROE PROPERTY MANAGERS XI through XX, and/or DOE MAINTENANCE EMPLOYEES I through X, and/or DOE JANITORIAL EMPLOYEES I through X, and/or ROE PROPERTY MANAGERS XI through XX, and/or ROE MAINTENANCE COMPANIES XI through XX, and/or ROE OWNERS XI through XX, and/or ROE EMPLOYERS XI through XX, and/or DOES XXI through XXV, and/or ROE CORPORATIONS, XXV through XXX, and each of the Defendants, had, or should have had, knowledge or notice of the existence of the said dangerous and defective condition which existed on said premises.

19. DEFENDANTS COSTCO, and/or DOE OWNERS I through X, and/or MELISA LANDA, and/or DOE STORE MANAGERS I through X, and/or DOE STORE EMPLOYEES I through X, and/or DOE PROPERTY MANAGERS I through X, and/or ROE PROPERTY MANAGERS XI through XX, and/or DOE MAINTENANCE EMPLOYEES I through X, and/or DOE JANITORIAL EMPLOYEES I through X, and/or ROE PROPERTY MANAGERS XI through XX, and/or ROE MAINTENANCE COMPANIES XI through XX, and/or ROE OWNERS XI through XX, and/or ROE EMPLOYERS XI through XX, and/or DOES XXI through XXV, and/or ROE CORPORATIONS, XXV through XXX, and each of the Defendants, have violated certain statutes, ordinances and building codes, which PLAINTIFF BAKKAL prays leave of Court to insert the exact statutes or ordinances or codes at the time of the trial.

///

1 20. That on or about December 15, 2019, PLAINTIFF BAKKAL, while lawfully upon said premises of  
2 DEFENDANTS COSTCO, and/or MELISA LANDA, and/or DOE STORE MANAGERS I  
3 through X, and/or DOE STORE EMPLOYEES I through X, and/or DOE OWNERS I through X,  
4 and/or DOE PROPERTY MANAGERS I through X, and/or ROE PROPERTY MANAGERS XI  
5 through XX, and/or ROE OWNERS XI through XX, and/or ROE EMPLOYERS XI through XX,  
6 and/or DOES XXI through XXV, and/or ROE CORPORATIONS, XXV through XXX, and as a  
7 direct and proximate result of the negligence and carelessness of said Defendants, and each of them,  
8 PLAINTIFF BAKKAL was caused to suffer the injuries and damages hereinafter set forth when she  
9 slipped and fell as a result of Defendants' failure to maintain the area and the floor in a safe manner,  
10 and said negligence caused PLAINTIFF to slip and fall to the floor and proximately causing her  
11 injuries resulting damages as hereinafter more particularly alleged.  
12

13  
14 21. By reason of the premises and as a direct and proximate result of the aforesaid negligence and  
15 carelessness of DEFENDANTS COSTCO, and/or DOE OWNERS I through X, and/or MELISA  
16 LANDA, and/or DOE STORE MANAGERS I through X, and/or DOE STORE EMPLOYEES I  
17 through X, and/or DOE PROPERTY MANAGERS I through X, and/or ROE PROPERTY  
18 MANAGERS XI through XX, and/or DOE MAINTENANCE EMPLOYEES I through X, and/or  
19 DOE JANITORIAL EMPLOYEES I through X, and/or ROE PROPERTY MANAGERS XI  
20 through XX, and/or ROE MAINTENANCE COMPANIES XI through XX, and/or ROE  
21 OWNERS XI through XX, and/or ROE EMPLOYERS XI through XX, and/or DOES XXI  
22 through XXV, and/or ROE CORPORATIONS, XXV through XXX, and each of the Defendants,  
23 PLAINTIFF BAKKAL was otherwise injured in and about her head, neck, back, legs, knees and  
24 heart and caused to suffer great pain of body and mind, all or some of the same of which are chronic  
25 conditions, which may result in permanent disability and are disabling, all to which PLAINTIFF  
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1 BAKKAL is entitled to recover damages in an amount in excess of Fifteen Thousand Dollars  
2 (\$15,000.00).

3 22. By reason of the premises, and as a direct and proximate result of the aforesaid negligence and  
4 carelessness of DEFENDANTS COSTCO, and/or DOE OWNERS I through X, and/or MELISA  
5 LANDA, and/or DOE STORE MANAGERS I through X, and/or DOE STORE EMPLOYEES I  
6 through X, and/or DOE PROPERTY MANAGERS I through X, and/or ROE PROPERTY  
7 MANAGERS XI through XX, and/or DOE MAINTENANCE EMPLOYEES I through X, and/or  
8 DOE JANITORIAL EMPLOYEES I through X, and/or ROE PROPERTY MANAGERS XI  
9 through XX, and/or ROE MAINTENANCE COMPANIES XI through XX, and/or ROE  
10 OWNERS XI through XX, and/or ROE EMPLOYERS XI through XX, and/or DOES XXI  
11 through XXV, and/or ROE CORPORATIONS, XXV through XXX, and each of the Defendants,  
12 PLAINTIFF BAKKAL, has been caused to incur medical expenses, and will in the future be caused  
13 to expend monies for medical expenses and additional monies for miscellaneous expenses incidental  
14 thereto, in a sum presently unascertainable. PLAINTIFF BAKKAL may pray leave of Court to  
15 insert the total amount of the medical and miscellaneous expenses when the same have been fully  
16 determined at the time of the trial for this action.

17 23. Prior to the injuries complained of herein, PLAINTIFF BAKKAL, was an able-bodied female,  
18 capable of engaging in all activities for which she was otherwise suited. By reason of the condition  
19 of the premises described herein, and as a direct and proximate result of the negligence of  
20 DEFENDANTS COSTCO, and/or DOE OWNERS I through X, and/or MELISA LANDA, and/or  
21 DOE STORE MANAGERS I through X, and/or DOE STORE EMPLOYEES I through X, and/or  
22 DOE PROPERTY MANAGERS I through X, and/or ROE PROPERTY MANAGERS XI  
23 through XX, and/or DOE MAINTENANCE EMPLOYEES I through X, and/or DOE  
24 JANITORIAL EMPLOYEES I through X, and/or ROE PROPERTY MANAGERS XI through  
25  
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1 XX, and/or ROE MAINTENANCE COMPANIES XI through XX, and/or ROE OWNERS XI  
 2 through XX, and/or ROE EMPLOYERS XI through XX, and/or DOES XXI through XXV, and/or  
 3 ROE CORPORATIONS, XXV through XXX, and each of them, PLAINTIFF BAKKAL was  
 4 caused to be disabled and was limited and restricted in PLAINTIFF BAKKAL' occupations and  
 5 activities, which caused PLAINTIFF BAKKAL loss of wages in a presently unascertainable amount,  
 6 the allegations of which Plaintiff may pray leave of Court to insert herein when the same shall be  
 7 fully determined.  
 8

9 24. PLAINTIFF BAKKAL has been required to retain the Law Offices of **BIGHORN LAW** to  
 10 prosecute this action, and is entitled to recover her reasonable attorneys' fees, her litigation costs,  
 11 and prejudgment interest.  
 12

13 25. That this Court has subject matter jurisdiction over this matter pursuant to NRS 4.370(1), as the  
 14 matter in controversy exceeds Fifteen Thousand Dollars (\$15,000.00), exclusive of attorneys'  
 15 fees, interest, and costs.

16 26. That this Court has personal jurisdiction in this matter, as the incidents and occurrences that  
 17 comprise the basis of this lawsuit took place in Clark County, Nevada.  
 18

### SECOND CAUSE OF ACTION

19 (Respondeat Superior, Negligent Hiring, Training, and Supervision as to DEFENDANTS  
 20 COSTCO, and/or MELISA LANDA, and/or DOE OWNERS I through X, and/or DOE  
 21 PROPERTY MANAGERS I through X, and/or ROE PROPERTY MANAGERS XI through  
 22 XX, and/or ROE PROPERTY MANAGERS XI through XX, and/or ROE MAINTENANCE  
 23 COMPANIES XI through XX, and/or ROE OWNERS XI through XX, and/or ROE  
 EMPLOYERS XI through XX, and/or DOES XXI through XXV, and/or ROE  
 CORPORATIONS, XXV through XXX)

24 27. PLAINTIFF BAKKAL incorporates by this reference all of the allegations of the paragraphs  
 25 hereinabove, as though completely set forth herein.

26 28. DEFENDANTS COSTCO, and/or MELISA LANDA, and/or DOE STORE MANAGERS I  
 27 through X, and/or DOE STORE EMPLOYEES I through X, and/or DOE OWNERS I through X,  
 28

1 and/or DOE PROPERTY MANAGERS I through X, and/or ROE PROPERTY MANAGERS XI  
 2 through XX, and/or ROE PROPERTY MANAGERS XI through XX, and/or ROE  
 3 MAINTENANCE COMPANIES XI through XX, and/or ROE OWNERS XI through XX, and/or  
 4 ROE EMPLOYERS XI through XX, and/or DOES XXI through XXV, and/or ROE  
 5 CORPORATIONS, XXV through XXX, and each of the Defendants, had a duty to properly hire,  
 6 train, and supervise all employees to ensure that the property and floors mentioned hereinabove  
 7 remained in a reasonably safe condition.  
 8

9 29. That at all times pertinent hereto, DEFENDANTS COSTCO, and/or MELISA LANDA, and/or  
 10 DOE STORE MANAGERS I through X, and/or DOE STORE EMPLOYEES I through X, and/or  
 11 DOE OWNERS I through X, and/or DOE PROPERTY MANAGERS I through X, and/or ROE  
 12 PROPERTY MANAGERS XI through XX, and/or ROE PROPERTY MANAGERS XI through  
 13 XX, and/or ROE MAINTENANCE COMPANIES XI through XX, and/or ROE OWNERS XI  
 14 through XX, and/or ROE EMPLOYERS XI through XX, and/or DOES XXI through XXV, and/or  
 15 ROE CORPORATIONS, XXV through XXX, and each of the Defendants, breached its above-  
 16 referenced duties by failing to properly hire, train and/or supervise DEFENDANTS and/or  
 17 MELISA LANDA, and/or DOE STORE MANAGERS I through X, and/or DOE STORE  
 18 EMPLOYEES I through X, and/or DEFENDANTS DOE PROPERTY MANAGERS I through  
 19 X, and/or ROE PROPERTY MANAGERS XI through XX, and/or DEFENDANTS DOE  
 20 MAINTENANCE EMPLOYEES I through X, and/or DOE JANITORIAL EMPLOYEES I  
 21 through X, and/or ROE MAINTENANCE COMPANIES XI through XX, in each of their duties  
 22 and actions as property managers/maintainer and/or employees for DEFENDANTS COSTCO,  
 23 and/or MELISA LANDA, and/or DOE STORE MANAGERS I through X, and/or DOE STORE  
 24 EMPLOYEES I through X, and/or DOE OWNERS I through X, and/or DOE PROPERTY  
 25 MANAGERS I through X, and/or ROE PROPERTY MANAGERS XI through XX, and/or ROE  
 26  
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1 PROPERTY MANAGERS XI through XX, and/or ROE MAINTENANCE COMPANIES XI  
 2 through XX, and/or ROE OWNERS XI through XX, and/or ROE EMPLOYERS XI through XX,  
 3 and/or DOES XXI through XXV, and/or ROE CORPORATIONS, XXV through XXX, and each  
 4 of the Defendants.

5  
 6 30. In addition, as the employer of DEFENDANTS COSTCO, and/or MELISA LANDA, and/or DOE  
 7 STORE MANAGERS I through X, and/or DOE STORE EMPLOYEES I through X, and/or DOE  
 8 OWNERS I through X, and/or DOE PROPERTY MANAGERS I through X, and/or ROE  
 9 PROPERTY MANAGERS XI through XX, and/or ROE PROPERTY MANAGERS XI through  
 10 XX, and/or ROE MAINTENANCE COMPANIES XI through XX, and/or ROE OWNERS XI  
 11 through XX, and/or ROE EMPLOYERS XI through XX, and/or DOES XXI through XXV, and/or  
 12 ROE CORPORATIONS, XXV through XXX, and each of them, are vicariously liable for all  
 13 damage caused by DEFENDANTS MELISA LANDA, and/or DOE STORE MANAGERS I  
 14 through X, and/or DOE STORE EMPLOYEES I through X, and/or DEFENDANTS DOE  
 15 PROPERTY MANAGERS I through X, and/or ROE PROPERTY MANAGERS XI through XX,  
 16 and/or DEFENDANTS DOE MAINTENANCE EMPLOYEES I through X, and/or DOE  
 17 JANITORIAL EMPLOYEES I through X, and/or ROE MAINTENANCE COMPANIES XI  
 18 through XX, as said Defendants, were acting within the course and scope of each of their  
 19 employment with DEFENDANTS COSTCO, and/or MELISA LANDA, and/or DOE STORE  
 20 MANAGERS I through X, and/or DOE STORE EMPLOYEES I through X, and/or DOE  
 21 OWNERS I through X, and/or DOE PROPERTY MANAGERS I through X, and/or ROE  
 22 PROPERTY MANAGERS XI through XX, and/or ROE PROPERTY MANAGERS XI through  
 23 XX, and/or ROE MAINTENANCE COMPANIES XI through XX, and/or ROE OWNERS XI  
 24 through XX, and/or ROE EMPLOYERS XI through XX, and/or DOES XXI through XXV, and/or  
 25  
 26  
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 28

1 ROE CORPORATIONS, XXV through XXX, and each of the Defendants, at the time of the slip  
2 and fall described herein.

3 31. As a direct and proximate result of the aforesaid negligence and carelessness of the above-  
4 referenced Defendants, and each of them, PLAINTIFF BAKKAL suffered physical injury and  
5 was otherwise caused to suffer great pain of body and mind, and all or some of the same is chronic  
6 and may be permanent and disabling, all to her damage in an amount in excess of Fifteen Thousand  
7 Dollars (\$15,000.00).

8  
9 32. As a direct and proximate result of the aforesaid negligence and carelessness of DEFENDANTS  
10 COSTCO, and/or MELISA LANDA, and/or DOE STORE MANAGERS I through X, and/or  
11 DOE STORE EMPLOYEES I through X, and/or DOE OWNERS I through X, and/or DOE  
12 PROPERTY MANAGERS I through X, and/or ROE PROPERTY MANAGERS XI through XX,  
13 and/or DOE MAINTENANCE EMPLOYEES I through X, and/or DOE JANITORIAL  
14 EMPLOYEES I through X, and/or ROE PROPERTY MANAGERS XI through XX, and/or ROE  
15 MAINTENANCE COMPANIES XI through XX, and/or ROE OWNERS XI through XX, and/or  
16 ROE EMPLOYERS XI through XX, and/or DOES XXI through XXV, and/or ROE  
17 CORPORATIONS, XXV through XXX, and each of the Defendants, PLAINTIFF BAKKAL has  
18 been caused to expend monies for medical and miscellaneous expenses, and will in the future be  
19 caused to expend additional monies for medical expenses and miscellaneous expenses incidental  
20 thereto, in a sum not yet presently ascertainable, and leave of Court may be requested to include  
21 said additional damages when the same have been fully determined.

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24 33. Prior to the injuries complained of herein, PLAINTIFF BAKKAL was an able-bodied female,  
25 capable of being gainfully employed and capable of engaging in all other activities for which  
26 PLAINTIFF was otherwise suited. By reason of the incident referenced above, and as a direct  
27 and proximate result of the negligence of DEFENDANTS COSTCO, and/or MELISA LANDA,  
28

1 and/or DOE STORE MANAGERS I through X, and/or DOE STORE EMPLOYEES I through  
2 X, and/or DOE OWNERS I through X, and/or DOE PROPERTY MANAGERS I through X,  
3 and/or ROE PROPERTY MANAGERS XI through XX, and/or DOE MAINTENANCE  
4 EMPLOYEES I through X, and/or DOE JANITORIAL EMPLOYEES I through X, and/or ROE  
5 PROPERTY MANAGERS XI through XX, and/or ROE MAINTENANCE COMPANIES XI  
6 through XX, and/or ROE OWNERS XI through XX, and/or ROE EMPLOYERS XI through XX,  
7 and/or DOES XXI through XXV, and/or ROE CORPORATIONS, XXV through XXX, and each  
8 of the Defendants, PLAINTIFF was caused to be disabled and limited and restricted in her  
9 occupations and activities, which caused PLAINTIFF a loss of wages in an unascertainable  
10 amount as of this time, and/or diminution of PLAINTIFF'S earning capacity and future loss of  
11 wages, all to a damage of a sum not yet presently ascertainable, the allegations of which  
12 PLAINTIFF prays leave of Court to incorporate herein when the same shall be fully determined.  
13  
14

15 34. PLAINTIFF BAKKAL has been required to retain the Law Offices of **BIGHORN LAW** to  
16 prosecute this action, and is entitled to recover her reasonable attorneys' fees, her litigation costs,  
17 and prejudgment interest.  
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**CLAIM FOR RELIEF:**

PLAINTIFF requests the relief against DEFENDANTS, and each of them as follows:

1. General damages for PLAINTIFF BAKKAL, in an amount in excess of Fifteen Thousand Dollars (\$15,000.00);
2. Special damages for said Plaintiff's medical and miscellaneous expenses as of this date, plus future medical expenses and the miscellaneous expenses incidental thereto in a presently unascertainable amount;
3. Special damages for lost wages in a presently unascertainable amount, and/or diminution of the earning capacity of said Plaintiff, plus possible future loss of earnings and/or diminution of said Plaintiff's earning capacity in a presently unascertainable amount;
4. Compensatory damages in an amount in excess of fifteen thousand dollars (\$15,000.00);
5. Costs of this suit;
6. Prejudgment Interest;
7. Attorney's fees; and
8. For such other and further relief as to the Court may seem just and proper in the premises.

DATED this 14th day of December, 2021.

**BIGHORN LAW**

/s/Jacob G. Leavitt  
JACOB G. LEAVITT, ESQ.  
Nevada Bar No.: 12608  
3675 W Cheyenne Ave, Suite 100  
N. Las Vegas, Nevada 89032  
Phone: (702) 333-1111  
Attorneys for Plaintiff

## DISTRICT COURT CIVIL COVER SHEET

County, Nevada

Case No. \_\_\_\_\_  
(Assigned by Clerk's Office)CASE NO: A-21-845416-C  
Department 2**I. Party Information** (provide both home and mailing addresses if different)

Plaintiff(s) (name/address/phone): <b>FOUZIA EL BAKKAL</b>	Defendant(s) (name/address/phone): <b>COSTCO WHOLESALE CORPORATION and MELISA LANDA</b>
Attorney (name/address/phone): <b>JACOB G. LEAVITT, ESQ. 3675 W. Cheyenne Ave., Suite 100 North Las Vegas, Nevada 89032 702-333-1111</b>	Attorney (name/address/phone):

**II. Nature of Controversy** (please select the one most applicable filing type below)**Civil Case Filing Types**

<b>Real Property</b> <b>Landlord/Tenant</b> <input type="checkbox"/> Unlawful Detainer <input type="checkbox"/> Other Landlord/Tenant <b>Title to Property</b> <input type="checkbox"/> Judicial Foreclosure <input type="checkbox"/> Other Title to Property <b>Other Real Property</b> <input type="checkbox"/> Condemnation/Eminent Domain <input type="checkbox"/> Other Real Property	<b>Negligence</b> <input type="checkbox"/> Auto <input checked="" type="checkbox"/> Premises Liability <input type="checkbox"/> Other Negligence <b>Malpractice</b> <input type="checkbox"/> Medical/Dental <input type="checkbox"/> Legal <input type="checkbox"/> Accounting <input type="checkbox"/> Other Malpractice	<b>Torts</b> <b>Other Torts</b> <input type="checkbox"/> Product Liability <input type="checkbox"/> Intentional Misconduct <input type="checkbox"/> Employment Tort <input type="checkbox"/> Insurance Tort <input type="checkbox"/> Other Tort
<b>Probate</b> <b>Probate</b> (select case type and estate value) <input type="checkbox"/> Summary Administration <input type="checkbox"/> General Administration <input type="checkbox"/> Special Administration <input type="checkbox"/> Set Aside <input type="checkbox"/> Trust/Conservatorship <input type="checkbox"/> Other Probate <b>Estate Value</b> <input type="checkbox"/> Over \$200,000 <input type="checkbox"/> Between \$100,000 and \$200,000 <input type="checkbox"/> Under \$100,000 or Unknown <input type="checkbox"/> Under \$2,500	<b>Construction Defect &amp; Contract</b> <b>Construction Defect</b> <input type="checkbox"/> Chapter 40 <input type="checkbox"/> Other Construction Defect <b>Contract Case</b> <input type="checkbox"/> Uniform Commercial Code <input type="checkbox"/> Building and Construction <input type="checkbox"/> Insurance Carrier <input type="checkbox"/> Commercial Instrument <input type="checkbox"/> Collection of Accounts <input type="checkbox"/> Employment Contract <input type="checkbox"/> Other Contract	<b>Judicial Review/Appeal</b> <b>Judicial Review</b> <input type="checkbox"/> Foreclosure Mediation Case <input type="checkbox"/> Petition to Seal Records <input type="checkbox"/> Mental Competency <b>Nevada State Agency Appeal</b> <input type="checkbox"/> Department of Motor Vehicle <input type="checkbox"/> Worker's Compensation <input type="checkbox"/> Other Nevada State Agency <b>Appeal Other</b> <input type="checkbox"/> Appeal from Lower Court <input type="checkbox"/> Other Judicial Review/Appeal
<b>Civil Writ</b> <b>Civil Writ</b> <input type="checkbox"/> Writ of Habeas Corpus <input type="checkbox"/> Writ of Mandamus <input type="checkbox"/> Writ of Quo Warrant <input type="checkbox"/> Writ of Prohibition <input type="checkbox"/> Other Civil Writ		<b>Other Civil Filing</b> <b>Other Civil Filing</b> <input type="checkbox"/> Compromise of Minor's Claim <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Other Civil Matters

Business Court filings should be filed using the Business Court civil coversheet.

12/14/2021

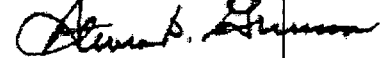
Date

/s/ Jacob G. Leavitt

Signature of initiating party or representative

See other side for family-related case filings.

Electronically Filed  
12/14/2021 2:47 PM  
Steven D. Grierson  
CLERK OF THE COURT



1 **IAFD**  
2 JACOB G. LEAVITT, ESQ.  
3 Nevada Bar No.: 12608  
4 **BIGHORN LAW**  
5 3675 W. Cheyenne Ave., Suite 100  
6 North Las Vegas, Nevada 89032  
7 Phone: (702) 333-1111  
8 Email: [Jacobl@bighornlaw.com](mailto:Jacobl@bighornlaw.com)  
9 Attorneys for Plaintiff

CASE NO: A-21-845416-C  
Department 2

**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

9 FOUZIA EL BAKKAL, an individual,

10 Plaintiff,

CASE NO.:  
DEPT. NO.:

11 vs.

12 COSTCO WHOLESALE CORPORATION, a  
13 foreign corporation, doing business as COSTCO;  
14 MELISA LANDA; DOE STORE MANAGERS I  
15 through X; DOE STORE EMPLOYEES I through  
16 X; DOE OWNERS I through X; DOE PROPERTY  
17 MANAGERS I through X; DOE MAINTENANCE  
18 EMPLOYEES I through X; DOE JANITORIAL  
19 EMPLOYEES I through X; ROE PROPERTY  
20 MANAGERS XI through XX; ROE  
21 MAINTENANCE COMPANIES XI through XX;  
22 ROE OWNERS XI through XX; ROE  
23 EMPLOYERS XI through XX; DOES XXI  
24 through XXV; and ROE CORPORATIONS, XXV  
25 through XXX, inclusive, jointly and severally,

26 Defendants.

**INITIAL APPEARANCE FEE DISCLOSURE**

23 Pursuant to N.R.S. Chapter 19, as amended by Senate Bill 106, filing fees are submitted for  
24 parties appearing in the above-entitled action as indicated below:

25 PLAINTIFF: \$270.00

26 ///

27 ///

DATED this 14<sup>th</sup> day of December, 2021.

By: /s/ Jacob G. Leavitt

Attorneys for Plaintiff